#### PATENT COOPERATION TREATY

# **PCT**

# INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter II of the Patent Cooperation Treaty)

(PCT Article 36 and Rule 70)

Applicant's or agent's file reference 904284		I	FOR FURTHER ACTION		See Form PCT/IPEA/416		
International application No.		In	nternational filing date (day	y/month/year)	Priority date (day/month/year)		
PCT/JP2004/011684		34   :	13.08.2004		21.08.2003		
International	Patent Classification (I	PC) or nationa	al classification and IPC				
C09C1/62, C09D5/03, 5/30							
Applicant TOYO ALUMINIUM KABUSHIKI KAISHA							
1. This	<ol> <li>This report is the international preliminary examination report, established by this International Preliminary Examining Authority under Article 35 and transmitted to the applicant according to Article 36.</li> </ol>						
1	s REPORT consists of	_			g this cover sheet.		
	s report is also accomp	anied by ANN	EXES, comprising:				
a.			the International Bureau)		sheets, as follows:		
	sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications authorized by this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions).						
	sheets which supersede earlier sheets, but which this Authority considers contain an amendment that goes beyond the disclosure in the international application as filed, as indicated in item 4 of Box No. I and the Supplemental						
	Box.	amation al D.	reau only) a total of (indica	ate type and number	r of electronic carrier(s))		
b.	(sent to the In.	ernauonai Bui	reau only) a local of (indic	are type and number			
			adable form only, as indicite ive Instructions).	cated in the Supple	_, containing a sequence listing and/or tables mental Box Relating to Sequence Listing (see		
4. Thi		<del></del>	to the following items:				
	1	Basis of the rep					
	Box No. II	Priority					
	Box No. III Non-establish		nent of opinion with regar	d to novelty, invent	ive step and industrial applicability		
Box No. IV Lack of unity of		of invention					
	Box No. V  Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement						
Box No. VI Certain documents cited			ænts cited				
	Box No. VII	Certain defects	s in the international applic	cation			
	Box No. VIII	Certain observ	ations on the international	application			
Date of subm	ission of the demand		Date	of completion of th	is report		
L_							
Name and ma	ailing address of the IF	PEA/JP	Auth	orized officer			
Facsimile No	Fassimile No		Talas	ohone No.			
L'acsimule No			Telef				

Translation

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

International application No.
PCT/JP2004/011684

Box	No. I Basis of the report								
1.	With regard to the language, this report is based on the internat indicated under this item.	ional application in the language in which it was filed, unless otherwise							
	This report is based on translations from the original language into the following which is the language of a translation furnished for the purposes of:								
	international search (Rule 12.3 and 23.1(b))								
	publication of the international application (Rule 12.4)								
	international preliminary examination (Rule 55.2 ar								
2.	receiving Office in response to an invitation under Article 14 this report):  the international application as originally filed/furnished	nis report is based on (replacement sheets which have been furnished to the are referred to in this report as "originally filed" and are not annexed to							
	the description:								
	pages 1-23	as originally filed/furnished							
	pages*								
	pages*	received by this Authority on							
	the claims:								
	nos.	as originally filed/furnished							
	nos.*								
	nos.* 1-5,8-10	received by this Authority on 22.04.2005							
	nos.*	received by this Authority on							
	the drawings:								
	sheets	as originally filed/furnished							
	sheets*	received by this Authority on							
	sheets*	received by this Authority on							
	a sequence listing and/or any related table(s) - see Supple	emental Box Relating to Sequence Listing.							
3.	The amendments have resulted in the cancellation of:								
	the description, pages								
	the claims, nos. 6,7								
	the sequence listing (specify):								
	any table(s) related to sequence listing (specify):								
4.	This report has been established as if (some of) the amount	endments annexed to this report and listed below had not been made, since							
"	they have been considered to go beyond the disclosure as	s filed, as indicated in the Supplemental Box (Rule 70.2(c)).							
	the description, pages								
	the claims, nos.								
	the drawings, sheets/figs								
	the sequence listing (specify):								
	any table(s) related to sequence listing (specify):								
	If item 4 applies, some or all of those sheets may be marked "s	uperseded."							

## INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY

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citations and explanations supporting such statement  1. Statement							
Novelty (N) Claims 1-5, 8-10	YES						
Claims	NO						
Inventive step (IS) Claims 1-5, 8-10	YES						
Claims	NO						
Industrial applicability (IA) Claims 1-5, 8-10	YES						
Claims	NO						
2. Citations and explanations (Rule 70.7)							
Document 1: JP 2003-213157 A (Toyo Aluminium Kabushiki							
Kaisha), 30 July 2003							
Document 2: JP 62-283160 A (Toyo Aluminium Kabushiki							
Kaisha), 9 December 1987							
Document 3: JP 56-159263 A (Toyo Aluminium Kabushiki							
Kaisha), 8 December 1981							
Document 4: JP 2001-329226 A (Toyo Aluminium Kabushiki							
Kaisha), 27 November 2001							
Document 5: JP 2000-160053 A (Tomoegawa Paper Co.,							
Ltd.), 13 June 2000							
Document 6: JP 2000-160062 A (Tomoegawa Paper Co.,							
Ltd.), 13 June 2000							
Document 7: JP 2000-160052 A (Tomoegawa Paper Co.,							
Ltd.), 13 June 2000							
Document 8: JP 56-141367 A (Asahi Chemical Industry Co.,							
Ltd.), 5 November 1981							
Document 9: JP 56-139566 A (Asahi Chemical Industry Co.,							
Ltd.), 31 October 1981  Document 10: JP 57-190055 A (Adeka Argus Chemical Co.,							
Ltd.), 22 November 1982							
Document 11: JP 2-251574 A (Nippon Paint Co., Ltd.), 9							
October 1990							

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Box No. V Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

The invention of this application is a powdered metallic paint containing flake pigment having a film containing a charge regulating agent, wherein said paint has a specific relationship between charge values. This invention is novel and involves an inventive step in relation to documents 1 to 11, and this feature offers the inventions of this application a remarkable effect.